1945 **File No.** Agr. Prod. Markets. II/45.

Legal Department

B **BRANCH**

Subject:- Rules and Notification under the Bombay Agricultural Produce Markets Act 1939

File No. Hgr. Prod. Markets II/45

21-C-B

Gen. 194 e.

Office of the P.L.A.

A revised draft notification is sent herewith.

Sd/-

Remembrancer of Legal Affairs.

U.F. to R.C.D. , No. 1610, dated the 28th February 1945.

N.V.D.
17/7
&c.

NOTIFICATION

Reconstruction Department;
Bombay Castle, 1945.

No. .- In exercise of the powers conferred by rule 51 of the Bombay Agricultural Produce Market Rules, 1941, the Government of Bombay is pleased to declare that in the Dondaicha Market area, in addition to the market yard and market proper notified in Government Notification in the Revenue Department, No. 6522/33 (a), dated the 7th January 1940,-

(a) the following locality shall be a market yard, namely,-

LOCALITY.

an area of about 4 acres out of the northern part of Survey No. 57 of Nardhana, bounded bounded on the West by Bombay Agra Road, on the East by Survy Nos. 54 and 56, on the South by part of Survy No. 57, and on the North by Nardhana gavthan, Survey No. 53/2 and Part of Survey No. 54;

(b) the following area, including all land with the buildings thereon, shall be a market proper namely,-

AREA.

(I) area within the Gram Panchayat limits of the Nardhana Gram Panchayat,

(II) area of Nardhana village outside the limits of the Nardhana Gram Pancharat, and

(III) the following villages in the Sindkheda taluka lying within a radius of 5 miles from the market yard:-

(1) Varshi, (2)Pimprad, (3)Gavhane,
(4)Varud, (5)Malich, (7)Kalmadi,
(8)Jotade, (9)Melane, (10)Vital,
(11)Ajande Khurd, (12) S

(12)Shirale, (13)Dabhashi, (14)Dhandarne, and
(15)Hol Pregane Betwad.

By order of the Governor of Bombay,

Secretary to Government.

N.V.D.
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Office of the P.L.A.

The Proposal of the Collector of Bijapur is (page 36)
(i) to extend the Bombay Agricultural Produce Markets Act, 1939 to the purchase and sale of groundnut (shelled and unshelled), safflower, linseed and seasamum; and
(ii) to extend the market area so as to cover the talukas of Bijapur, Sindgi, Bagewadi, Indi and Mudebihal. The Registrar of Co-operative Societies and Director of Rural Development, agrees with the Collector (page 36). The Commissioner, Southern Division, agrees (page 37) with and endorses the proposals in para. 2 of the letter of the Registrar Co-operative Societies, and Director of Rural Development at page 33, which are confined to the extension of the Act to the purchase and sale of groundnut (shelled and unshelled), safflower, linseed and sesamum. It means that the Commissioner, Southern Division, does not agree to the extension of the market area (para. at page 33.). The P.C.L. note (page 39) has not made it clear whether both the proposals of the Registrar are approved by Government. The draft (page 41) forwarded for scrutiny however covers both the proposals. Besides, while the draft notification refers to the P.L. Notification No. 2284/33, dated 1st October 1936, Part (B) of the Chief Marketing Officer's letter (page 26) says: "When trade in cotton was regulated under the provisions of the Bombay Cotton Markets Act, 1927, the Market Area of this Bagewadi and Mudebihal of the Bijapur district and franchise right was given to all the cultivators of the five talukas, who sent their representatives on the Market Committee. But when the regulation of Cotton trade was brought under the Proviso of the Bombay Agricultural Produce Markets Act, 1939, the then Collector of Bijapur, perhaps, through misunderstanding got an area of only three mile radius from the Market Yard notified as "Market Area" under section 4(1) of the Act." As the original area of the said Market is stated to have been restricted under the Bombay Agricultural Produce Markets Act, 1939, by the - Collector there must be a Notification under the latter Act in modification or in

in supersession of the Government Notification, Revenue Department No. 2284/33, dated the 1st October 1936. If so, it would not be in order to refer to the notification No. 2284/33, dated 1st October 1936 in the proposed notification. Reconstruction Department is therefore requested to state whether 'A' above is correct and if so to send a copy of the later notification or notifications, and embody the necessary changes in its draft, which will then be scrutinised. The draft at page 41 is under the circumstances not scrutinized.

Sd/-

Remembrancer of Legal Affairs.

U.B. to F.C.D. No. 5722, dated the 2nd August, 1945.

N.V.L.
17/7
4c.